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**MAY 10 2005**

**OFFICE OF PETITIONS**

In re Application of	:	
Douglas Peery	:	
Application No. 10/663,392	:	DECISION ON PETITION
Filed: September 16, 2003	:	UNDER 37 CFR 1.137(b)
Attorney Docket No. 358072.00100	:	

This is a decision on the petition to Withdraw from Holding of Abandonment under 37 CFR 1.181 filed on March 5, 2005.

A Notice to File Missing Parts of Nonprovisional Application (Notice) was mailed to applicant on December 9, 2003, which set a two-month period for reply. Since no reply was allegedly received, the application became abandoned on February 10, 2004.

Petitioner has provided a copy of the post card receipt, which shows that the reply to the Notice was timely received in the USPTO on January 23, 2004. In view thereof, the application was improperly held abandoned.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail future correspondence solely to the address of record.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail future correspondence solely to the address of record.

Any inquiries concerning this decision may be directed to Retta Williams at (571) 272-3229.

This application matter is being forwarded to the Office of Initial Patent Examination for further processing.

A handwritten signature in cursive script, appearing to read "Marianne Jenkins".

Marianne Jenkins  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

cc: Stefan J. Kirchanski  
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